

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF MISSISSIPPI
GREENVILLE DIVISION**

UNITED STATES OF AMERICA,

VS.

CRIMINAL ACTION NO. 2:07CV164-P-B

**LEMONT BAGGETT and KEEFE
PETERSON,**

DEFENDANTS.

ORDER OF CONTINUANCE

This matter comes before the court upon Defendant's Motion for Continuance [28]. After due consideration of the motion, the court finds as follows, to-wit:

Trial is currently set for November 13, 2007. Defense counsel requests a continuance to provide additional time to received and review discovery and because defense counsel has a previously scheduled trial. The Government has no objection to the continuance.

The above circumstances enable the Court to exclude, pursuant to 18 U.S.C. section 3161(h)(8)(A), the period of delay from November 13, 2007 until the new trial date to be set in this matter. The time is excludable under subsection (h)(8)(A) because, given the circumstances described above, a continuance is necessary to afford the defendant's counsel more time to adequately prepare for his client's defense. As such, the ends of justice served by the granting of this continuance outweigh the best interests of the public and the defendant in a speedy trial.

IT IS THEREFORE ORDERED AND ADJUDGED that:

(1) Defendant's Motion for Continuance [28] is **GRANTED**;

(2) Trial of this matter is continued until Monday, December 3, 2007 at 9:00 a.m. in the United States Courthouse in Greenville, Mississippi;

(3) The delay from November 13, 2007 to December 3, 2007 is excluded from Speedy Trial

Act considerations as set out above;

(4) The deadline for filing pretrial motions is November 13, 2007; and

(5) The deadline for submitting a plea agreement is November 20, 2007.

SO ORDERED this the 8th day of November, A.D., 2007.

/s/ W. Allen Pepper, Jr. _____
W. ALLEN PEPPER, JR.
UNITED STATES DISTRICT JUDGE